

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

HDI GLOBAL SE,)
SWISS RE INTERNATIONAL SE, STARR)
EUROPE INSURANCE LIMITED,)
VIENNA INSURANCE GROUP, and QBE)
EUROPE SA/NV, as Subrogees of Currenta)
GmbH & Co. OHG,)
Plaintiffs,)
v.) Civil Action No. 1:24-cv-878-RGA
FMC CORPORATION,)
Defendant.)

DECLARATION OF DOUGLAS J. GUSH

I, Douglas J. Gush, Litigation Counsel at FMC Corporation, assert the following:

1. I have personal knowledge of the facts set forth in this Declaration.
2. I am Litigation Counsel at FMC Corporation. In my role, I have authority to make legally binding decisions on behalf of FMC Corporation for purposes of this litigation, or speak for those who do.

A. Mr. Jon Edward Gacutan

3. Mr. Jon Edward Gacutan is not employed by FMC Corporation.
4. From 2018-2023, Mr. Gacutan was employed as a Procurement Analyst by an FMC affiliate, FMC Switzerland II GmbH Manila ROHQ (formerly FMC Switzerland II Br MNL ROHQ).
5. From 2018-2023, Mr. Gacutan was based in the Philippines.

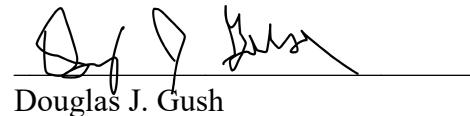
B. The German Litigation

6. As of today's date, Plaintiffs have not served FMC's affiliate, FMCAS.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on:

September 26, 2024



Douglas J. Gush